

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

U.S. DISTRICT COURT
N.D. OF N.Y.
FILED

APR 10 2018

LAWRENCE K. BAERMAN, CLERK
ALBANY

MARCO A. BITETTO,

Plaintiff,

Defendant. Civil Action No.

vs. GINNI ROMITTY,

1:17-cv-00658-LEK-DJS

Defendant

MOTION TO EXPEDITE THE CASE

I have included three cases dealing with copyrighted patentable inventions. These cases are very similar to my own and also demonstrate that copyrightable patentable inventions can also be defended as patents themselves. All of the cases came from the "Law Reports of Patent Cases Vol. 1" by William Carpmael.

I am also including the fact that the defendant's legal representatives have done their best to attempt to dismiss and prolong this case as possible. Therefore, it is not unprecedented that this case should be expedited without any further motions to either dismiss or prolong this case.

D. Marco A.V. Bitetto

Dr. Marco A.V. Bitetto

Pro Se

Date: 12 January 2018

BRUNTON vs HAWKES AND OTHERS

The case was over copyrighted patentable items relating to ships. The ruling was in favor of Bruton. In that the court ruled that copyrighted patentable items were equivalent to patentable items.

CAMPION vs BENYON AND OTHER

This case deals with a copyrightable patentable invention. The invention is an automated way to make sales for ships using hemp and flax. In this case the court ruled in favor of Benyon and Others and also stated that copyrightable patents are equivalent to patents.

HALL vs JAVIS BOOT AND FRANCIS BOOT

The case dealt with the copyrightable patentable invention of an improved automated way to make lace. The court ruled in favor of Hall. It further stated that copyrightable patentable inventions are equivalent to patents themselves.

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CASES SIMILAR TO MY CASE

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19 March 2018

Dear Sir;

I'm writing this affidavit on behalf of Dr. Marco Bitetto, who was a doctoral student and I was on his doctoral committee. As such, I am most knowledgeable about the science and technology involved in his patent infringement case with IBM.

I'm also familiar with the IBM TruNorth technology to a degree that I can truly say that IBM has actually stolen Dr. Bitetto's patented technology.

As such, I truly encourage Dr. Bitetto to pursue this patent infringement law suit.

A handwritten signature in black ink, appearing to read "Dr. Hulan Jack jr." The signature is written in a cursive, flowing style.

Dr. Hulan Jack Jr.

March 20, 2018

Dear Sir;

I'm writing this letter of support for Dr. Bitetto. As a semiconductor fabrication engineer I have worked with a multitude of semiconductor designs that were converted from ideas to hardware. Having read his doctoral dissertation and also knowing about the IBM TruNorth technology.

As such, I can truthfully say that the two technologies are essentially the same and since the NERVOTRON technology predates the TruNorth IBM technology. Furthermore, Dr. Bitetto is the inventor of the NERVOTRON technology in and of itself and therefore IBM stole his patented technology and used it to the extreme. They even licensed its unlimited use to SAMSUNG corporation.

As such, I am fully behind Dr. Bitetto on this patent infringement law suit.

Edward Lee

Mr. Edward Lee

THE VERGE

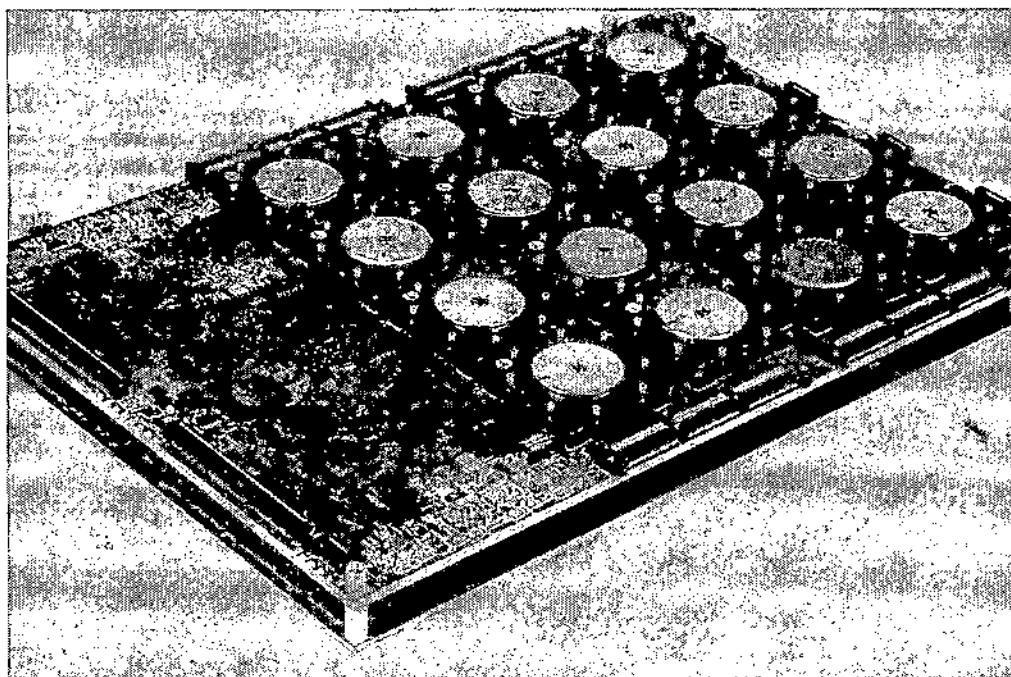
TECH

circuit breaker

Samsung uses IBM's brain-inspired chip to recognize gestures

4 ↗

By Alex Brokaw | Aug 12, 2016, 4:33pm EDT

[f](#) [t](#) [e](#) SHARE

Human brains and machine brains are different. Human brains are really good at critical analysis. Machine brains are really good at working with lots of data. Human brains are power efficient. Machine brains need 100 million times more power than human brains to perform similar cognitive tasks.

That's why researchers and companies have been interested in chips with structures that mimic the human brain, also known as "neuromorphic computing." IBM's TrueNorth is one of those chips. It has 4,096 computer cores that support about a million digital brain cells and 256 million connections. Information travels over those connections like it does across human synapses.

On Thursday, Eric Ryu, a vice president of research at the Samsung Advanced Institute of Technology, showed off how TrueNorth could help a computer be better at recognizing hand gestures while using one-tenth of the power used by typical phones. Samsung isn't the first to use the chip, although the company does manufacture it. The Lawrence Livermore National Lab has been using it for cyber security research. The US Air Force has been using it to detect unusual events in videos and to build smarter autonomous drones.

Samsung has built TrueNorth into its Dynamic Vision Sensor, which uses the chip to recognize images at 2,000 frames per second. That kind of speed is really good for generating 3D maps, driving autonomously, and controlling computers with gestures.

Venture Beat shot a quick video of Ryu on stage at IBM's research laboratory in Almaden, California, demonstrating how these hand gestures could be used to control a TV.

Samsung demos IBM's brain chip in a gesture recognition app



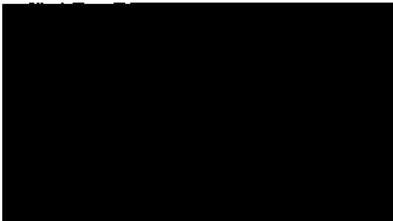
"It recognized hand waves, finger waves, closed fists and finger pinches from about 10 feet away," wrote CNET.

Seems like machine learning-optimized hardware is here to stay. Let's just hope the tech industry stops thinking we want to use it to make ridiculous hand gestures.

- SOURCE: CNET

AD

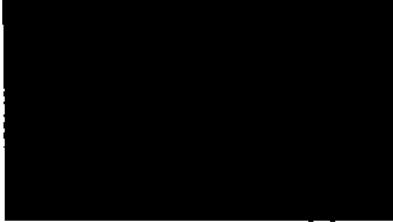
THE LATEST

 **Snapchat now has Giphy integration and will introduce a Tabs function for Stories**

By Thuy Ong | 9 comments

 **Google begins replacing Android Pay and Google Wallet with new app**

By Chaim Garlenberg | 81 comments

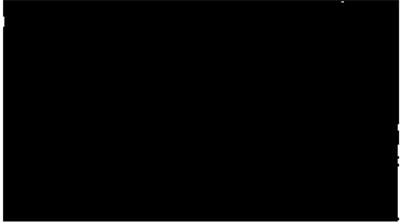
 **Spotify's latest job listings show it's ramping up efforts to produce hardware**

By Thuy Ong | 13 comments



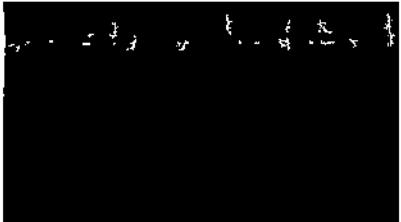
The iPhone, the Pixel, and the tragic anxiety of having to choose

By Vlad Savov | 222 comments



Sony takes on ride-hailing in Japan as Uber looks for partners

By Thuy Ong



Samsung unveils world's largest SSD with whopping 30TB of storage

By James Vincent | 47 comments

AD

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM)

I. (a) PLAINTIFFS		DEFENDANTS							
(b) County of Residence of First Listed Plaintiff <u>Rensselaer</u> <small>(EXCEPT IN U.S. PLAINTIFF CASES)</small>		County of Residence of First Listed Defendant _____ <small>ON U.S. PLAINTIFF CASES ONLY</small> NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED. Attorneys (If Known)							
(c) Attorneys (Firm Name, Address, and Telephone Number) Dr. Marco A.V. Bitetto (Pro Se) 4 Fourth Avenue Rensselaer, NY 12144 (518)703-9171									
II. BASIS OF JURISDICTION (Place an "X" in One Box Only)		III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)							
<input type="checkbox"/> 1 U.S. Government Plaintiff	<input checked="" type="checkbox"/> 3 Federal Question <i>(U.S. Government Not a Party)</i>	Citizen of This State <input checked="" type="checkbox"/>	PTF DEF <input checked="" type="checkbox"/> 1 Incorporated or Principal Place of Business in This State <input type="checkbox"/> <input type="checkbox"/> 4 <input type="checkbox"/>						
<input type="checkbox"/> 2 U.S. Government Defendant	<input type="checkbox"/> 4 Diversity <i>(Indicate Citizenship of Parties in Item III)</i>	Citizen of Another State <input type="checkbox"/>	<input type="checkbox"/> 2 <input type="checkbox"/> 2 Incorporated and Principal Place of Business in Another State <input type="checkbox"/> <input type="checkbox"/> 5 <input type="checkbox"/>						
		Citizen or Subject of a Foreign Country <input type="checkbox"/>	<input type="checkbox"/> 3 <input type="checkbox"/> 3 Foreign Nation <input type="checkbox"/> <input type="checkbox"/> 6 <input type="checkbox"/>						
IV. NATURE OF SUIT (Place an "X" in One Box Only)		Click here for: Nature of Suit Code Descriptions							
CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise		TORTS <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice		FORFEITURE/PENALTY <input type="checkbox"/> 625 Drug Related Seizure of Property <input type="checkbox"/> 21 USC 881 <input type="checkbox"/> 690 Other		BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input checked="" type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark		OTHER STATUTES <input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/ Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act	
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property		CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education		PRISONER PETITIONS <input type="checkbox"/> Habens Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement		LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation		SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395F) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	
						IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions		FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS--Third Party 26 USC 7609	
V. ORIGIN (Place an "X" in One Box Only)		<input type="checkbox"/> 1 Original Proceeding <input type="checkbox"/> 2 Removed from State Court <input type="checkbox"/> 3 Remanded from Appellate Court		<input checked="" type="checkbox"/> 4 Reinstated or Reopened		<input type="checkbox"/> 5 Transferred from Another District (specify) _____		<input type="checkbox"/> 6 Multidistrict Litigation - Transfer <input type="checkbox"/> 8 Multidistrict Litigation - Direct File	
VI. CAUSE OF ACTION		Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): Violation of the United States Patent Law							
VII. REQUESTED IN COMPLAINT: VIII. RELATED CASE(S) IF ANY <small>(See instructions):</small>		<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.		DEMAND \$ \$100 Billion		CHECK YES only if demanded in complaint: JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
DATE 3/23/2018		SIGNATURE OF ATTORNEY OF RECORD Dr. Marco A.V. Bitetto (Pro Se)		JUDGE <u>Dr. Marco A.V. Bitetto</u>		DOCKET NUMBER			
FOR OFFICE USE ONLY									
RECEIPT # _____		AMOUNT _____		APPLYING IJP _____		JUDGE _____		MAG. JUDGE _____	

UNITED STATES DISTRICT COURT
for the
Northern District of New York

Dr. Marco A. V. Bitetto)	
<i>Plaintiff</i>)	
v.)	Civil Action No.
Ms. Romitty)	
<i>Defendant</i>)	

ORDER TO PROCEED WITHOUT PREPAYING FEES OR COSTS

IT IS ORDERED: The plaintiff's application under 28 U.S.C. § 1915 to proceed without prepaying fees or costs is:

Granted:

The clerk is ordered to file the complaint and issue a summons. The United States marshal is ordered to serve the summons with a copy of the complaint and this order on the defendant(s). The United States will advance the costs of service. Prisoner plaintiffs are responsible for full payment of the filing fee.

Granted Conditionally:

The clerk is ordered to file the complaint. Upon receipt of the completed summons and USM-285 form for each defendant, the clerk will issue a summons. If the completed summons and USM-285 forms are not submitted as directed, the complaint may be dismissed. The United States marshal is ordered to serve the completed summons with a copy of the complaint and this order on the defendant(s). The United States will advance the costs of service. Prisoner plaintiffs are responsible for full payment of the filing fee.

Denied:

This application is denied for these reasons:

Date: _____

Judge's signature

Printed name and title

UNITED STATES DISTRICT COURT
for the

Dr. Marco A.V. Bitetto

)
)
)
)
)

Plaintiff(s)

Civil Action No.

v.
Ms. Romitty

)
)
)
)
)

Defendant(s)

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 3/23/2018

Signature of Clerk or Deputy Clerk

Civil Action No.

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* Ms. Romitti _____
 was received by me on *(date)* 2/20/2018 _____

- I personally served the summons on the individual at *(place)* Work _____
 on *(date)* 2/20/2018 ; or
- I left the summons at the individual's residence or usual place of abode with *(name)* _____
 , a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or
- I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 on *(date)* _____ ; or
- I returned the summons unexecuted because _____ ; or
- Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 _____

I declare under penalty of perjury that this information is true.

Date: 2/20/2018

Server's signature

Dr. Marco A.V. Bitetto

Printed name and title

4 Fourth Avenue Rensselaer, NY 12144

Server's address

Additional information regarding attempted service, etc:

ALBANY NY 12207-2936
445 BROADWAY, KM 509
THAMES T. FOLEY COURT HOUSE

U.S. DISTRICT COURT
N.D. OF N.Y.
RECEIVED
APR 10 2018
LAWRENCE K. BAERMAN, CLERK
ALBANY

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